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Attorneys for Plaintiff
JELLY BELLY CANDY COMPANY

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

JELLY BELLY CANDY COMPANY,

Plaintiff,

v.

GIMBAL BROTHERS, INC., d/b/a GIMBAL'S
FINE CANDIES, and DOES 1 through 100,
inclusive,

Defendant.

Case No. CV05-1060 MMC

**JOINT STIPULATION
REQUESTING EXTENSION OF
TIME IN WHICH TO FILE
ANSWER OR OTHER
RESPONSIVE PLEADING;
ORDER THEREON**

Pursuant to Civ. L.R. 6-2, IT IS HEREBY STIPULATED by and between JELLY
BELLY CANDY COMPANY ("Plaintiff"), and GIMBAL BROTHERS, INC., d/b/a GIMBAL'S
FINE CANDIES ("Defendant"), through their respective counsel of record, that Plaintiff and

1 Defendant respectfully request an order from this Court extending by thirty (30) days—from June
2 22, 2005 to July 22, 2005—the time within which Defendant shall have to answer or otherwise
3 respond to the First Amended Complaint.

4 Defendant's answer or other responsive pleading originally was due on May 23, 2005.
5 However, because this case was referred to a settlement conference, which took place on May 12,
6 2005, the parties previously stipulated to a thirty day extension of time—to June 22, 2005—
7 within which Defendant may answer or otherwise respond. At this time, the parties are
8 respectfully requesting an order from this Court further extending the time within which
9 Defendant may respond to the Amended Complaint to July 22, 2005, to enable them to continue
10 to work toward a settlement.

11 By its Order of April 20, 2005, this Court has set an Initial Case Management Conference
12 to be held on Friday, July 15, 2005, and has ordered the parties to meet and confer and to file a
13 Joint Case Management Statement not less than seven days prior to that Conference. Should the
14 Court issue an order extending the time for Defendant to respond to the Amended Complaint to
15 July 22, 2005, as requested herein, the parties also respectfully request that the Court reschedule
16 the Case Management Conference and the due date for the Joint Case Management Statement to
17 dates after July 22, 2005, that are convenient for this Court.

1 Dated: June _____, 2005

DOUGLAS L. HENDRICKS
KATHRYN A. VACLAVIK
MORRISON & FOERSTER LLP

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4 By: s/ Kathryn A. Vaclavik

Kathryn A. Vaclavik

5 Attorneys for Defendant
6 GIMBAL BROTHERS, INC., D/B/A
GIMBAL'S FINE CANDIES

7 Dated: June _____, 2005

KNOBBE, MARTENS, OLSON & BEAR, LLP

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10 By: s/ Karen Vogel Weil

Karen Vogel Weil

11 Attorneys for Plaintiff
12 JELLY BELLY CANDY COMPANY
13

14 **ORDER**

15 Defendant shall file its response to the complaint no later than July 22, 2005. The case
16 management conference is continued to August 26, 2005. A joint case management statement
17 shall be filed no later than August 19, 2005.

18 Dated: June 9, 2005

/s/ Maxine M. Chesney

19
20 Honorable Maxine Chesney
United States District Judge

21
22 **GENERAL ORDER 45 ATTESTATION**

23 I, Douglas L. Hendricks, am the ECF User whose ID and password are being used to file
24 this JOINT STIPULATION FOR EXTENSION OF TIME IN WHICH TO FILE ANSWER OR
25 OTHER RESPONSIVE PLEADING. In compliance with General Order 45, X.B., I hereby attest
26 that Karen Vogel Weil has concurred in this filing.

27 s/ Douglas L. Hendricks

Douglas L. Hendricks